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Date of Deposit: January 5, 2001



#3

Case No. 8285/347

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Wilbur J. Walkoe, Jr. et al.)	Examiner: Unassigned
)	
Serial No.: 09/553,263)	Group Art Unit: 2739
)	
Filed: March 17, 2000)	
)	
For: TELECOMMUNICATION SYSTEM,)	
METHOD AND SUBSCRIBER UNIT)	
FOR USE THEREIN)	

**DECLARATION OF FACTS IN SUPPORT OF FILING
ON BEHALF OF OMITTED INVENTOR (37 C.F.R. §1.47)**

This declaration is made as to the facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by the omitted inventor for the above-identified patent application.

This declaration is being made by a person having first-hand knowledge of the facts recited herein.

1. I, Kent E. Genin, am a registered patent attorney representing Ameritech Corporation in the above-identified patent application. Ameritech Corporation is an assignee of rights in the above-identified application. Copies of the powers of attorney and assignments from inventors of this application are attached to this declaration.

2. James Barber, a named inventor for the above-identified application, has not signed the declaration for this application.

3. Mr. Barber was provided with a copy of the application papers (specification, including claims, drawings and declaration) via Federal Express sent out on August 7, 2000 to his current place of employment at SAIC in San Diego. (See attached cover letter).

4. Mr. Barber received these documents on August 8, 2000 as evidenced by the attached tracking receipt. Mr. Barber also acknowledged receipt of these documents during subsequent telephone conversations with me.

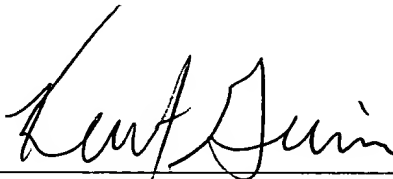


5. From my office in Chicago, Illinois, I telephoned Mr. Barber at approximately 3:30 p.m. (CST) on October 19, 2000, and asked whether he would sign the formal papers (including the Declaration). Mr. Barber, who was at his office at SAIC in San Diego, stated that he would not sign the formal papers.

6. Mr. Barber did not provide a reason for his refusal during our October 19, 2000, conversation. However, in previous telephone conversations with Mr. Barber where I inquired as to whether he would sign the Declaration for this application, he stated that he was unhappy that inventions, and inventors for those inventions, were included in this continuation-in-part application in addition to the contributions of Wilbur Walkoe and himself.

Your petitioner further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: January 5, 2001



Kent E. Genin
Registration No. 37,834
Attorney for Applicants

Kent E. Genin
312-321-7732
email: keg@brinkshofer.com



BRINKS
HOFFER
GILSON
& LIONE

August 7, 2000

VIA FEDERAL EXPRESS

Mr. James S. Barber
SAIC
10260 Campus Point Drive
San Diego, California 92121

**RE: Ameritech Corporation
U.S. Patent Application Serial No. 09/533,263
"Telecommunication System, Method And
Subscriber Unit For Use Therein"
Our Case No. 8285/347**

A PROFESSIONAL CORPORATION
INTELLECTUAL PROPERTY ATTORNEYS

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www.brinkshofer.com
FAX 312-321-4299
TELEPHONE 312-321-4200

SAN JOSE, CA
INDIANAPOLIS, IN
ANN ARBOR, MI
ARLINGTON, VA

Dear Jim:

We have filed a continuing application based on your earlier application relating to derived digital telephone line technology. Enclosed please find a copy of the above-referenced U.S. patent application filed on March 17, 2000 and assigned application Serial No. 09/533,263. Also enclosed, please find a Declaration, Assignment, and Power of Attorney for this patent application. Please review the application and execute the enclosed Declaration, Power of Attorney and Assignment forms where your name is listed. With respect to the Assignment form, please have your signature notarized.

For your convenience I have enclosed a prepaid Federal Express envelope for use in returning the executed documents. It would be appreciated if you would return the executed documents, along with the enclosed copy of the application by **August 22, 2000**.

Please feel free to call if you have any questions. Thank you for your assistance.

Very truly yours,

Kent E. Genin

KEG/mrh
enclosure

cc: Bruce E. Stuckman, Esq.



Date	Tracking#	SND	St	P	Net Wt	Est Wt	Net St	Net Chg	Notes	Blk#
10/18/00	464541678973	PD	48255	3	21	21	Mar-Wt	28.91	247 537	
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Federal Express COSMOS Tracking System

DATE: 10/18/00

Tracking #: 464541643147

Service Type:

Activity	City	St	Date	Time
Delivered	SAN DIEGO	CA	08/08	09:22

Delivery time.: 09:22

Signed for by: A.LAJARDE

Delivery Address: PTD ADDRESS NOT AVAILABLE



#3

Case No. 8285-347**DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled TELECOMMUNICATION SYSTEM, METHOD AND SUBSCRIBER UNIT FOR USE THEREIN, the specification of which:

- ☐ is attached hereto.
☒ was filed on March 17, 2000 as Application Serial No. 09/533,263.
☐ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)	
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(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
08/742,164	November 1, 1996	Abandoned
(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)

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Inventor's Signature

Date:

Full name of first inventor

Wilbur John Walkoe, Jr.

Residence

5023 W. 100th Terrace, Overland Park, KS 66207

Citizenship

USA

Post Office Address

5023 W. 100th Terrace, Overland Park, KS 66207

Inventor's Signature

Date:

Full name of second inventor

James Stewart Barber

Residence

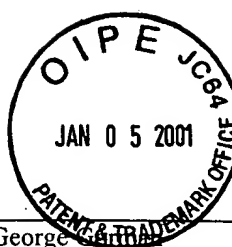
1528 Virginia Way, La Jolla, CA 92037

Citizenship

USA

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Inventor's Signature
Full name of third inventor
Residence
Citizenship
Post Office Address

Michael George
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USA
2121 Frost, Schaumburg, IL 60195

Date: _____

Inventor's Signature
Full name of fourth inventor
Residence
Citizenship
Post Office Address

Robert Wesley Bossemeyer, Jr.
41W091 Colson Drive, St. Charles, IL 60175
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41W091 Colson Drive, St. Charles, IL 60175

Date: _____

Inventor's Signature
Full name of fifth inventor
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Citizenship
Post Office Address

Michael Steven Pickard
638 Old Elm Road, Highland Park, IL 60035
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638 Old Elm Road, Highland Park, IL 60035

Date: _____

Inventor's Signature
Full name of sixth inventor
Residence
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Post Office Address

Denise Violetta Kagan
2454 Seminole Court, Riverwoods, IL 60015
USA
2454 Seminole Court, Riverwoods, IL 60015

Date: _____

Inventor's Signature
Full name of seventh inventor
Residence
Citizenship
Post Office Address

Scott Christopher Goering
516 Bourbon Lane, Naperville, IL 60565
USA
516 Bourbon Lane, Naperville, IL 60565

Date: _____

Inventor's Signature
Full name of eighth inventor
Residence
Citizenship
Post Office Address

Bruce Edward Stuckman
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USA
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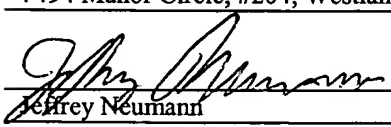
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7494 Manor Circle, #204, Westland, MI 48185-2039
USA
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Date: _____

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Post Office Address


Jeffrey Neumann
1365 Nantucket Court, Hoffman Estates, IL 60195
USA
1365 Nantucket Court, Hoffman Estates, IL 60195

Date: 12/22/2000

Inventor's Signature
Full name of eleventh inventor
Residence
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Post Office Address

_____ Date: _____
David Anthony Orwick
4213 Rolling Hills Drive, Nixa, MO 65714
USA
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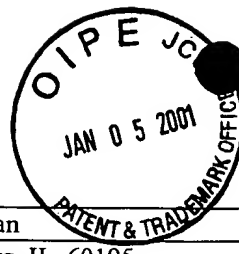
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Michael George Gorman
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2121 Frost, Schaumburg, IL 60195

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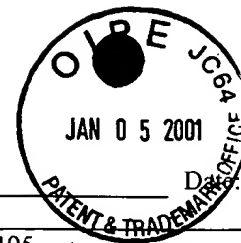
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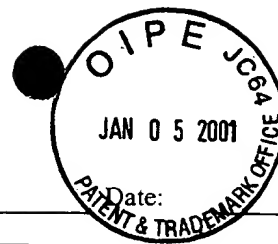
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Jeffrey Neumann
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☐ Yes ☐ No

(Number) (Country) (Day/Month/Year Filed)

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(Application Serial No.) (Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>09/119,094</u> (Application Serial No.)	<u>July 20, 1998</u> (Filing Date)	<u>Pending</u> (Status-patented, pending, abandoned)
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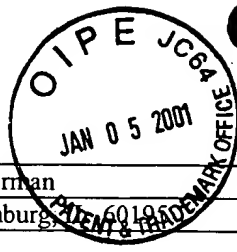
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2121 Frost, Schaumburg, IL 60195

Date: _____

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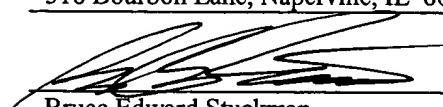
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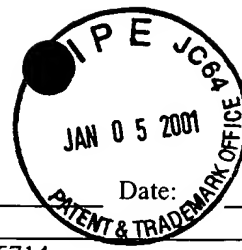
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USA
1365 Nantucket Court, Hoffman Estates, IL 60195

Date: _____



Inventor's Signature
Full name of eleventh inventor
Residence
Citizenship
Post Office Address

David Anthony Orwick
4213 Rolling Hills Drive, Nixa, MO 65714
USA
4213 Rolling Hills Drive, Nixa, MO 65714

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200



#3

Case No. 8285-347

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled TELECOMMUNICATION SYSTEM, METHOD AND SUBSCRIBER UNIT FOR USE THEREIN, the specification of which:

- ☐ is attached hereto.
☒ was filed on March 17, 2000 as Application Serial No. 09/533,263.
☐ and was amended on _____ (if applicable).

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(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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Inventor's Signature

Date:

Full name of first inventor

Wilbur John Walkoe, Jr.

Residence

5023 W. 100th Terrace, Overland Park, KS 66207

Citizenship

USA

Post Office Address

5023 W. 100th Terrace, Overland Park, KS 66207

Inventor's Signature

Date:

Full name of second inventor

James Stewart Barber

Residence

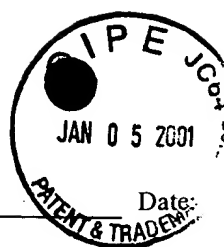
1528 Virginia Way, La Jolla, CA 92037

Citizenship

USA

Post Office Address

1528 Virginia Way, La Jolla, CA 92037



Inventor's Signature
Full name of third inventor
Residence
Citizenship
Post Office Address

Michael George Gorman
2121 Frost, Schaumburg, IL 60195
USA
2121 Frost, Schaumburg, IL 60195

Date:

Inventor's Signature
Full name of fourth inventor
Residence
Citizenship
Post Office Address

Robert Wesley Bossemeyer, Jr.
41W091 Colson Drive, St. Charles, IL 60175
USA
41W091 Colson Drive, St. Charles, IL 60175

Date:

Inventor's Signature
Full name of fifth inventor
Residence
Citizenship
Post Office Address

Michael Steven Pickard
Michael Steven Pickard
638 Old Elm Road, Highland Park, IL 60035
USA
638 Old Elm Road, Highland Park, IL 60035

Date:

8/8/2000

Inventor's Signature
Full name of sixth inventor
Residence
Citizenship
Post Office Address

Denise Violetta Kagan
2454 Seminole Court, Riverwoods, IL 60015
USA
2454 Seminole Court, Riverwoods, IL 60015

Date:

Inventor's Signature
Full name of seventh inventor
Residence
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Post Office Address

Scott Christopher Goering
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USA
516 Bourbon Lane, Naperville, IL 60565

Date:

Inventor's Signature
Full name of eighth inventor
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Post Office Address

Bruce Edward Stuckman
10700 Range View Drive, Austin, TX 78730
USA
10700 Range View Drive, Austin, TX 78730

Date:

Inventor's Signature
Full name of ninth inventor
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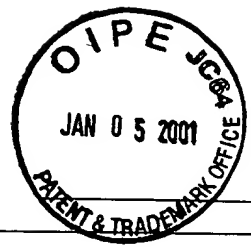
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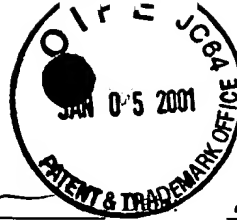
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8/8/2000

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10700 Range View Drive, Austin, TX 78730

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Michael Tisiker
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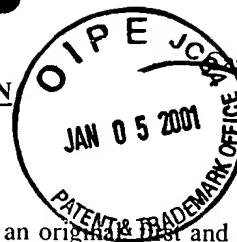
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DECLARATION FOR PATENT APPLICATION



Case No. 8285-347

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(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

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Date: _____

Full name of first inventor

Wilbur John Walkoe, Jr.

Residence

5023 W. 100th Terrace, Overland Park, KS 66207

Citizenship

USA

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Inventor's Signature

Date: _____

Full name of second inventor

James Stewart Barber

Residence

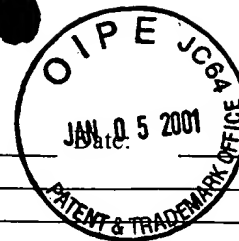
1528 Virginia Way, La Jolla, CA 92037

Citizenship

USA

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1528 Virginia Way, La Jolla, CA 92037



Inventor's Signature
Full name of third inventor
Residence
Citizenship
Post Office Address

Michael George Gorman
2121 Frost, Schaumburg, IL 60195
USA
2121 Frost, Schaumburg, IL 60195

Inventor's Signature
Full name of fourth inventor
Residence
Citizenship
Post Office Address

Robert Wesley Bossemeyer, Jr.
41W091 Colson Drive, St. Charles, IL 60175
USA
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Michael Steven Pickard
638 Old Elm Road, Highland Park, IL 60035
USA
638 Old Elm Road, Highland Park, IL 60035

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Denise Violetta Kagan
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USA
2454 Seminole Court, Riverwoods, IL 60015

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Full name of seventh inventor
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Scott Christopher Goering
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USA
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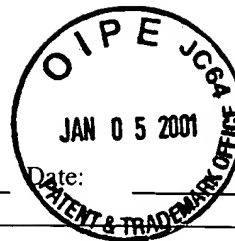
Bruce Edward Stuckman
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USA
10700 Range View Drive, Austin, TX 78730

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Full name of ninth inventor
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Citizenship
Post Office Address

Michael Tisiker
7494 Manor Circle, #204, Westland, MI 48185-2039
USA
7494 Manor Circle, #204, Westland, MI 48185-2039

Inventor's Signature
Full name tenth inventor
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Jeffrey Neumann
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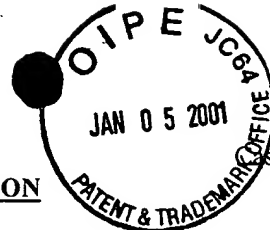
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Date:

Full name of first inventor

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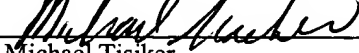
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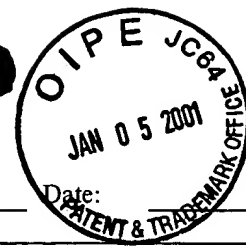
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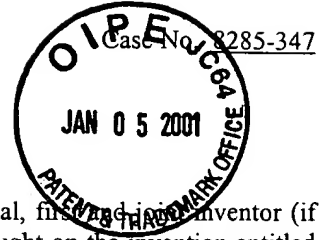
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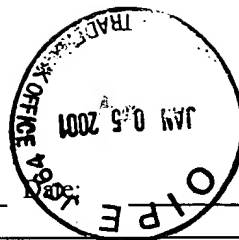
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Residence
Citizenship
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Robert Wesley Bossemeyer, Jr. Date: October 6, 2000
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Date: _____
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Full name of sixth inventor
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Post Office Address

Date: _____
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Inventor's Signature
Full name of seventh inventor
Residence
Citizenship
Post Office Address

Date: _____
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516 Bourbon Lane, Naperville, IL 60565

Inventor's Signature
Full name of eighth inventor
Residence
Citizenship
Post Office Address

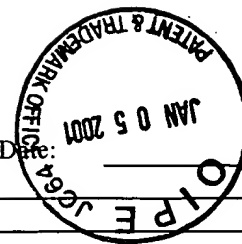
Date: _____
Bruce Edward Stuckman
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USA
10700 Range View Drive, Austin, TX 78730

Inventor's Signature
Full name of ninth inventor
Residence
Citizenship
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Date: _____
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Inventor's Signature
Full name tenth inventor
Residence
Citizenship
Post Office Address

Date: _____
Jeffrey Neumann
1365 Nantucket Court, Hoffman Estates, IL 60195
USA
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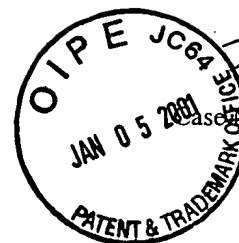


Inventor's Signature
Full name of eleventh inventor
Residence
Citizenship
Post Office Address

David Anthony Orwick
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USA
4213 Rolling Hills Drive, Nixa, MO 65714

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
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(312) 321-4200

DECLARATION FOR PATENT APPLICATION



Case No. 8285-347

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled TELECOMMUNICATION SYSTEM, METHOD AND SUBSCRIBER UNIT FOR USE THEREIN, the specification of which:

- ☐ is attached hereto.
- ☒ was filed on March 17, 2000 as Application Serial No. 09/533,263.
- ☐ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

(Number)	(Country)	(Day/Month/Year Filed)
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
--------------------------	---------------

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
<u>09/119,094</u>	<u>July 20, 1998</u>	<u>Pending</u>
<u>08/742,164</u>	<u>November 1, 1996</u>	<u>Abandoned</u>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature
Full name of first inventor
Residence
Citizenship
Post Office Address

Wilbur John Walkoe, Jr.
Wilbur John Walkoe, Jr.

Date: 8/8/2001

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Full name of second inventor
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Date: _____

Inventor's Signature _____ Date: _____
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Inventor's Signature _____ Date: _____
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Inventor's Signature _____ Date: _____
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Inventor's Signature _____ Date: _____
Full name of seventh inventor Scott Christopher Goering
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Citizenship USA
Post Office Address 516 Bourbon Lane, Naperville, IL 60565

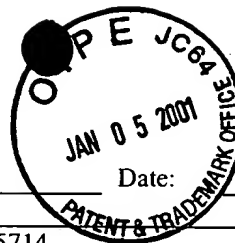
Inventor's Signature _____ Date: _____
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Inventor's Signature _____ Date: _____
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Inventor's Signature _____ Date: _____
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Inventor's Signature
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